

**RAWLE & HENDERSON LLP**  
 John C. McMeekin II, Esquire #036331997  
 The Widener Building, 16<sup>th</sup> Floor  
 One South Penn Square  
 Philadelphia, PA 19107  
 (215) 575-4200  
 Attorneys for Defendant  
 Imerys Talc America, Inc.

**SUPERIOR COURT OF NEW JERSEY  
 LAW DIVISION: MIDDLESEX COUNTY**

DOCKET NO. MID-7385-16 AS

**FILED**

**FEB 21 2018**

ANA C. VISCOMI, J.S.C.

**STEVEN LANZO, III and KENDRA  
 LANZO,**

**Plaintiffs,**

**v.**

**CYPRUS AMAX MINERALS  
 COMPANY, et al.**

**Defendants.**

**: ASBESTOS MOTION**

**: CIVIL ACTION**

**: ORDER GRANTING MOTION AND  
 : MOTION TO JOIN**

*in part, and denying, in part*

This matter having come before the Court on Motion of Drinker Biddle & Reath LLP, attorneys for Defendants Johnson & Johnson and Johnson & Johnson Consumer Inc., and Rawle & Henderson LLP, attorneys for Defendant Imerys Talc America, Inc., having formally joined this Motion, and the Court having reviewed the moving and opposition papers, if any, and for good cause shown;

IT IS ON THIS 21<sup>st</sup> DAY OF February, 2017<sup>8</sup>:

**ORDERED** that the Motion of Defendants Johnson & Johnson and Johnson & Johnson Consumer Inc. to exclude Dr. Jacqueline Moline's expert opinions and testimony or, in the alternative, for a Rule 104 Hearing is hereby **GRANTED**; *denied as further indicated in this Order*

**IT IS FURTHER ORDERED** that the relief requested by Defendants Johnson & Johnson and Johnson & Johnson Consumer Inc. is also **granted** *denied* as to Defendant Imerys Talc America, Inc.;

IT IS FURTHER ORDERED that a copy of this Order shall be served on all counsel within three (3) days of the date hereof.

  
Honorable Ana C. Viscomi, J.S.C.

Opposed ☒ Unopposed ☐

On 2/21/18 the  
court's statement of reasons  
have been set forth on the record.

*It is further Ordered:*

- ① Dr. Moline may not testify with regard to 41 asbestos plaintiffs and her review of their medical records;*
- ② Dr Moline may testify with regard to the Lamon study subject to the proper foundation; and*
- ③ Dr Moline may testify with regard to non-asbestos clearance fragments from a medical point of view.*

Jack N. Frost, Jr. (025312005)  
Stephen R. Long (028811980)  
**DRINKER BIDDLE & REATH LLP**  
A Delaware Limited Liability Partnership  
600 Campus Drive  
Florham Park, New Jersey 07932-1047  
Tel. 973-549-7000  
Attorneys for Defendant,  
*Johnson & Johnson Consumer Inc.*

**FILED**

**FEB 21 2018**

ANA C. VISCOMI, J.S.C.

**STEPHEN LANZO, III and KENDRA  
LANZO,**

Plaintiffs,

VS.

**CYPRUS AMAX MINERALS COMPANY,  
et al.,**

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-7385-16 AS

CIVIL ACTION  
ASBESTOS LITIGATION

**[PROPOSED] ORDER EXCLUDING DR.  
JACQUELINE MOLINE'S EXPERT  
OPINION TESTIMONY**

**THIS MATTER**, having come before the Court by Drinker Biddle & Reath LLP, attorneys for Defendant Johnson & Johnson Consumer Inc. for an Order excluding Dr. Jacqueline Moline's expert testimony or, in the alternative, request for Rule 104 hearing, and the Court having considered the submissions of the parties and having heard oral argument, and for good cause shown

IT IS ON THIS 21<sup>st</sup> day of February, 20 18,

**ORDERED** that Johnson & Johnson Consumer Inc.'s Motion *In Limine* to excluding Dr. Jacqueline Moline's expert testimony is hereby **GRANTED**; *denied as further indicated in this Order*



IT IS FURTHER ORDERED that Johnson & Johnson Consumer Inc.'s request for a Rule 104 hearing is hereby <sup>denied</sup> ~~GRANTED~~; and

IT IS FURTHER ORDERED that a copy of this Order shall be served on all counsel within seven (7) days of the date hereof.

Ana C. Viscomi  
Hon. Ana C. Viscomi, J.S.C.

Motion was:

✓ Opposed

Unopposed

On 2/21/18 the  
court's statement of reasons  
have been set forth on the record.

*It is further Ordered:*

90510521.1

- ① Dr. Moline may not testify with regard to 41 asbestos plaintiffs and her review of their medical records;
- ② Dr. Moline may testify with regard to the Lamm study subject to the proper foundation; and
- ③ Dr. Moline may testify with regards to non-asbestosiform clearance fragments from a medical point of view.

21  
1-10-18

**RAWLE & HENDERSON LLP**  
 John C. McMeekin II, Esquire #036331997  
 The Widener Building, 16<sup>th</sup> Floor  
 One South Penn Square  
 Philadelphia, PA 19107  
 (215) 575-4200  
 Attorneys for Defendant  
 Cyprus Amax Minerals Company

**SUPERIOR COURT OF NEW JERSEY**  
**LAW DIVISION: MIDDLESEX COUNTY**

**FILED**  
 DOCKET NO. 18-07385-16 AS

**FEB 21 2018**

**ANA C. VISCOMI, J.S.C.**

**STEVEN LANZO, III and KENDRA LANZO,**

**Plaintiffs,**

**v.**

**CYPRUS AMAX MINERALS COMPANY, et al.**

**Defendants.**

:  
 : **ASBESTOS MOTION**  
 :  
 : **CIVIL ACTION**  
 :  
 : **ORDER GRANTING MOTION TO JOIN**  
 : **AND MOTION TO JOIN**  
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*in part and denying, in part,*

This matter having come before the Court on Motion of Drinker Biddle & Reath LLP, attorneys for Defendants Johnson & Johnson and Johnson & Johnson Consumer Inc., and Rawle & Henderson LLP, attorneys for Defendant Cyprus Amax Minerals Company, having formally joined this Motion, and the Court having reviewed the moving and opposition papers, if any, and for good cause shown;

**IT IS ON THIS** 21<sup>st</sup> **DAY OF** February, 2017<sup>8</sup>:

**ORDERED** that the Motion of Defendants Johnson & Johnson and Johnson & Johnson Consumer Inc. to exclude Dr. Jacqueline Moline's expert opinions and testimony or, in the alternative, for a Rule 104 Hearing is hereby **GRANTED**; *denied as further indicated in this Order*

IT IS FURTHER ORDERED that the relief requested by Defendants Johnson & Johnson and Johnson & Johnson Consumer Inc. is also <sup>denied</sup> ~~granted~~ as to Defendant Cyprus Amax Minerals Company;

IT IS FURTHER ORDERED that a copy of this Order shall be served on all counsel within three (3) days of the date hereof.

Ana C. Viscomi  
Honorable Ana C. Viscomi, J.S.C.

Opposed ✓ Unopposed \_\_\_\_\_

On 2/21/18 the  
court's **statement of reasons**  
have been set forth on the record.

*It is further Ordered:*

- ① Dr. Moline may not testify with regard to 41 asbestos plaintiffs and her review of their medical records;
- ② Dr. Moline may testify with regard to the Lamm study subject to the proper foundation; and
- ③ Dr. Moline may testify with regard to non-asbestos form clearance fragments from a medical point of view.



10  
11-27-17

Jack N. Frost, Jr. (025312005)  
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600 Campus Drive  
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Attorneys for Defendant,  
*Johnson & Johnson*

**FILED**

**FEB 21 2018**

ANA C. VISCOMI, J.S.C.

**STEPHEN LANZO, III and KENDRA LANZO,**

Plaintiffs,

vs.

**CYPRUS AMAX MINERALS COMPANY,**  
et al.,

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: MIDDLESEX COUNTY  
DOCKET NO.: MID-L-7385-16 AS

CIVIL ACTION  
**ASBESTOS LITIGATION**

*denying motion*  
~~PROPOSE~~ **ORDER EXCLUDING DR. JACQUELINE MOLINE'S EXPERT OPINION TESTIMONY** *in part*

**THIS MATTER**, having come before the Court by Drinker Biddle & Reath LLP, attorneys for Defendant Johnson & Johnson for an Order excluding Dr. Jacqueline Moline's expert testimony or, in the alternative, request for Rule 104 hearing, and the Court having considered the submissions of the parties and having heard oral argument, and for good cause shown

**IT IS ON THIS** 21<sup>st</sup> day of February, 2018.

**ORDERED** that Johnson & Johnson's Motion *In Limine* to excluding Dr. Jacqueline Moline's expert testimony is hereby *denied as further indicated in this Order* **GRANTED**;

IT IS FURTHER ORDERED that Johnson & Johnson's request for a Rule 104 hearing is hereby <sup>denied</sup> **GRANTED**; and

IT IS FURTHER ORDERED that a copy of this Order shall be served on all counsel within seven (7) days of the date hereof.

Ana C. Viscomi  
Hon. Ana C. Viscomi, J.S.C.

Motion was:

  /   Opposed

       Unopposed

On 2/21/18 the  
court's statement of reasons  
have been set forth on the record.

*It is further Ordered:*

90510491.1

① Dr Moline may not testify with regard to 41 asbestos plaintiffs and her review of their medical records;

② Dr Moline may testify with regard to the Lamm study subject to the proper foundation; and

③ Dr Moline may testify with regard to non-asbestos cleavage fragments from a medical point of view.